

Pocono Mountain School District

PO Box 200 • Swiftwater, PA 18370 • 570-839-7121

Stephen Ferraioli, Executive Director, Support Staff Services SFerraioli@pmsd.org Fax 570-839-5721

February 20, 2009

Richard Ponac, Enforcement Officer
U.S. Environmental Protection Agency – Region III
Land and Chemicals Division (3LC62)
1650 Arch Street
Philadelphia, PA. 19103-2029

Re: Pocono Mountain School District

Notice of Noncompliance and Request to Show Cause

Case Number: A-09-007

Dear Mr. Ponak.

This letter follows our 10:00 am telephone conference on Friday January 30, 2009. Also in attendance were Mr. Joseph Colozza, Business Manager, Mr. Richard Mikulka, Custodial Supervisor and AHERA designee, and Ms. Wendy Frable, Director of Public Information. During our conversation, you requested further documentation from the Pocono Mountain School District with regards to corrective action taken to bring us in compliance with the Toxic Substances Control Act (TSCA) and the Asbestos Hazard and Emergency Response Act (AHERA). Enclosed you will find the following information requested by you:

- Parent, Staff, Community notification letter
- Pocono Elementary Center Modular Classroom Letter from Williams Scotsman, Inc.
- > Sign In Sheets for the annual Custodial and Maintenance AHERA training
- AHERA Training Certificate for Mr. Richard Mikulka
- Copies of invoices and cancelled checks for compliance expenditures totaling \$50,875.00

I am confident that this documentation will satisfy your request and bring closure to this matter. Please feel free to contact Mr. Mikulka or myself if you have any questions or require any further documentation.

Sincerely,

Stephen Ferraioli

Executive Director, Support Staff Services

Cc: Dr. Dwight R. Pfennig, Superintendent of Schools

Mr. Joseph Colozza, Business Manager

Mr. Richard Mikulka, Custodial Supervisor, AHERA Designee

Ms. Wendy Frable, Director of Public Information

Encl.		
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POCONO MOUNTAIN SCHOOL DISTRICT

PO Box 200 Swiftwater, PA 18370 570-839-7121

January 15, 2009

Dear Parent, Teacher and Employee:

This letter is notification that your school is in compliance with the EPA's Asbestos Hazardous Emergency Response Act (AHERA). The AHERA, required Management Plan, is on file at each school and the administration building.

AHERA requires all schools, kindergarten through twelfth grade, to be inspected to identify any Asbestos-Containing Building Materials (ACBMs) or, for buildings constructed after October 12, 1988, provide a letter from the architect/engineer for the building stating that no asbestos-containing materials were specified for the building's construction. The law further requires the development of a Management Plan if confirmed or suspected asbestos containing materials are identified in the school building(s), which outlines our intent and methods to control the potential for exposure to asbestos fibers in our schools.

The Management Plan of the Pocono Mountain School District is on file and available for inspection by appointment at the business office in our Central Administration Building.

Requests for review of the Management Plan and inspection reports must be made in writing to the following address:

Mr. Stephen Ferraioli, Executive Director Support Staff Services PO Box 200, School Road Swiftwater, PA. 18370

Please be assured that our schools are safe and have completed the necessary steps to be in compliance with the law.

Sincerely,

Stephen Ferraioli

Stephen Ferraioli Executive Director, Support Staff Services



WILLIAMS SCOTSMAN, INC. 1900 Old Cuthbert Road Cherry Hill, NJ 08034-1416 856.429.0315 Fax: 856.429.7478

Date: March 26th, 2008

To: Dale Hyatt

Pocono Mountain School District

From: Michael P. Bibby

Williams Scotsman, Inc.

RE: Modular Classrooms

Dear Dale,

This letter is to confirm that no products were used which contained asbestos, during the manufacturing of the buildings that were supplied and installed in 2005-2006, at Pocono Mountain Elementary School located in Tannersville Pa. by Williams Scotsman, Inc.

PEC

Sincerely,

Michael P. Bibby Area Manager Williams Scotsman, Inc.

Annual Custodial Department Training Seminar October 13, 2008

Topics: Asbestos Awareness Bloodborne Pathogens

Hazard Communications – (Right-To-Know)

Safe Lifting and Carrying

Signature Of Those In Attendance

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4. Al dors Fermant	31. DANUTA ZOLADEK
5. Sonia Marroguin	32. MARY KAY Jenkin
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8. Boson D. Miles	35. Gladys Byrd
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11. John July	38. Pane Reely
12. Sol Xulfertye	39. Valen Grillo
13. MIRITAN BARBERGO	40. Dan Santial
14. DEBLA GRYCZKO	41. Kranton zelyalites
15. Michael brug	42. Christopher Brugman
16. Dona Benedetto	43. ADEIN SAUCHEZ
17 March 8 - Juga	44. Agen. / FERNANDEZ
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Annual Custodial Department Training Seminar October 22, 2008

Topics: Asbestos Awareness

Bloodborne Pathogens

Hazard Communications – (Right-To-Know)

Safe Lifting and Carrying

Signature Of Those In Attendance

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2. July hogo	17. Mary Kilewia
3. KHIZEN REDERICE	18/
4. Chris Heidricks	19.
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7. Adam Oliva	22.
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9. CARIS MIGHAGRE	24.
10. SHERE MILLLO	25.
11. Shirley Obert	26.
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ANNUAL ASBESTOS AWARENESS TRAINING SEMINAR <u>MAINTENANCE DEPARTMENT</u> OCTOBER 2008

Date: October 13, 2008

2 hrs.

Signature of those in Attendance

MarkF
John 0
Jim R
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Doug W
Herb S
George T
Alsty O
Randy B
Jim mc
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- Donna
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ANNUAL ASBESTOS AWARENESS TRAINING SEMINAR MAINTENANCE DEPARTMENT November 21, 2008

Signature of Those in Attendance

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TCI ENVIRONMENTAL SERVICES, INC.

100 North Wilkes-Barre Blvd., Wilkes-Barre, PA 18702

(570) 823-9069

(800) 843-3380

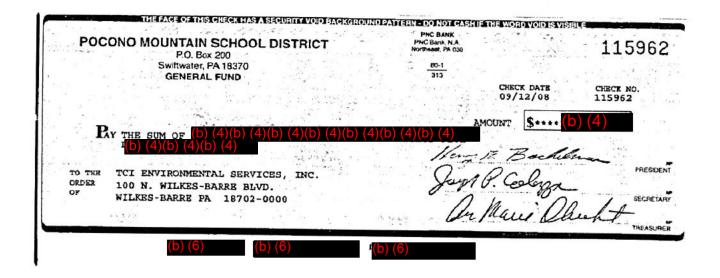
CERTIFICATE FOR

AHERA DESIGNATED PERSON TRAINING

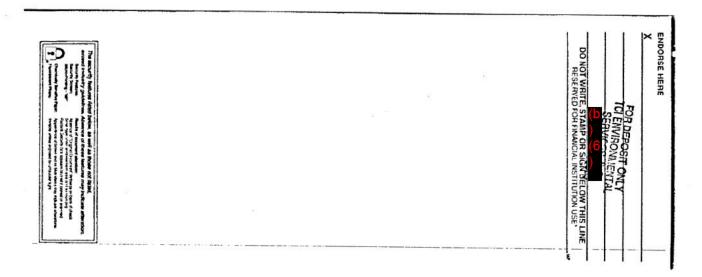
TRAINING TO CARRY OUT THE RESPONSIBILITIES FOR AHERA DESIGNATED PERSON FOR THE THIS IS TO CERTIFY THAT ON 8/7/08 RICK MIKULKA HAS RECEIVED AHERA REQUIRED POCONO MOUNTAIN SCHOOL DISTRICT, SWIFTWATER, PA

TRAINING PROVIDER: GARY MARSHALL PADLI CERTIFIED ASBESTOS INSPECTOR & MANAGEMENT PLANNER LICENSE # 006907

Ham Marshall, M. D.



Front



Back

CHECK DATE 09/12/08

CHECK NO. 115962

AMOUNT



TO THE

TCI ENVIRONMENTAL SERVICES, INC.

ORDER OF

100 N. WILKES-BARRE BLVD. WILKES-BARRE PA 18702-0000

VENDOR NO. 029779

CHECK NO. 115962

ACCOUNT	PURCH. ORDER	INVOICE NUMBER	AMOUNT	DESCRIPTION
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TCI ENVIRONMENTAL SERVICES, INC.

TCI Environmental Services, Inc.

Inc.

02014375

Invoice

DATE INVOICE # 8/4/2008 6240

100 N. Wilkes-Barre Boulevard Wilkes-Barre, PA 18702 (570) 823-9069

BILL TO

Pocono Mountain School District

Mr. Rich Mikulka

P. O. Box 200

Pocono Mountain School Road

Swiftwater, PA 18346

		TERMS	PROJECT
		Net 30	08-153-02
DESCRIPTION	QTY	RATE	AMOUNT
IH Technician Shifts (8 Hours) on 7/14 - 8/4/08	16		
Premium IH Technician Shift	1		1 (4)
on Saturday, August 2nd	S.I.		
			(/ /)
TEM Samples	3		(4)
TEM Sample Prep Only	2		
TEM Samples - RUSH - 3 Hour TAT SEP 1 2 200	8 5		
- Project: Pocono Nr. School	Dist		
Pocono Mountain School District			
Coolbaugh Learning Center			
Rooms 7, 8, 9, 10 & 11 Health Room 111			=
Cafeteria		140	
Exterior Porticos & Soffits at perimeter		11	
Swiftwater, PA	Job comp		
	1		
Please remit to above address.	M 8-12-08	Total	(b) (4)

Pocono Mountain School District

P. O. Box 200 Swiftwater, PA 18370 (570) 839-7121

PURCHASE ORDER NO. 02014375

AUTHORIZED SIGNATURE

PAGE NO. 1

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TCI Environmental Services, Inc. 100 N. Wilkes-Barre Boulevard Wilkes-Barre, PA 18702 (570) 823-9069

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Invoice

DATE	INVOICE #			
8/4/2008	6239			

BILL TO

Pocono Mountain School District

Mr. Rick Mikulka

P. O. Box 200

Pocono Mountain School Road

Swiftwater, PA 18346

			TERMS	PROJECT
			Net 30	08-131-01
DESCRIPTION	QTY		RATE	AMOUNT
Professional Services:				
On-Site Inspection and Sample Collection on 7/21 - 8/3/08		3.5	(b	(4)
Reports - Six (6) Buildings		6		$\langle \rangle \langle \rangle$
Laboratory Analysis		207		/(4/
- Project: Pocono Mountain School District East High School Swiftwater Intermediate School Swiftwater Elementary Center Tobyhanna Elementary Center Old East Junior Section of Swiftwater Intermediate School OVED Academy School Swiftwater, PA	all.	5-7	CF.	
Please remit to above address.		- -	Total	(b) (4)

Pocono Mountain School District

P. O. Box 200 Swiftwater, PA 18370 (570) 839-7121

PURCHASE ORDER NO. 02014374

PARTIAL ORDER

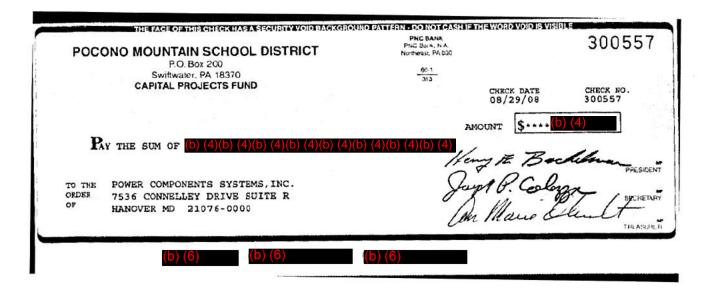
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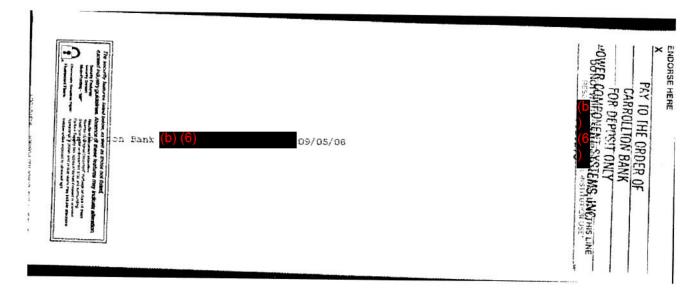
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CHECK DATE 08/29/08

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TO THE ORDER OF POWER COMPONENTS SYSTEMS, INC. 7536 CONNELLEY DRIVE SUITE R HANOVER MD 21076-0000

VENDOR NO.

025158

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300557

ACCOUNT	PURCH. ORDER	INVOICE NUMBER	AMOUNT	DESCRIPTION
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POWER COMPONENTS SYSTEMS, INC.

POWER COMPONENT SYSTEMS, INC. 7526 Connelley Drive, Suite R Hanover, MD 21076 Ph. 410-760-0022 FAX 410-760-0028

> Pocono Mountain Sch Dst P.O. Box 200 Poconc Mnt Sch Road Swiftwater, PA 18370 Attn: Rick Mikulka

Invoice Number Invoice Date

19220 07/30/08

Customer Number Job Number

: 12181

Due Date

80045 08/29/08

INVOICE

PocMt/Coolbaugh LC/PA Asbestos Abatement

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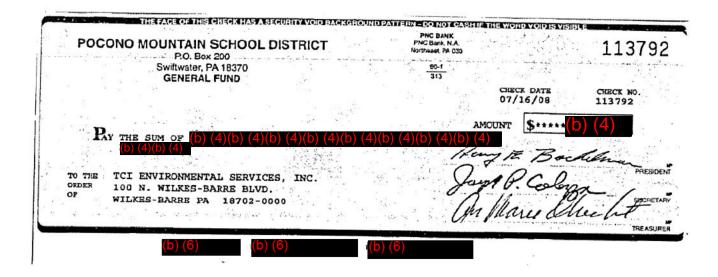
Pocono Mountain School District

P. O. Box 200 Swiftwater, PA 18370 (570) 839-7121

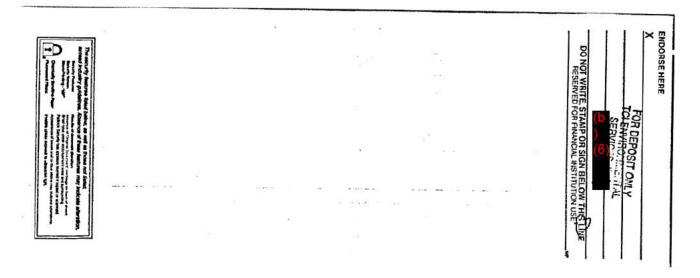
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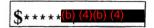


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TO THE ORDER

TCI ENVIRONMENTAL SERVICES, INC.

100 N. WILKES-BARRE BLVD.

OF

WILKES-BARRE PA 18702-0000

VENDOR NO. 029779

CHECK NO.

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ACCOUNT	PURCH. ORDER	INVOICE NUMBER	AMOUNT	DESCRIPTION
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029779

TCI ENVIRONMENTAL SERVICES, INC.

TCI Environmental Services, Inc. 100 N. Wilkes-Barre Boulevard Wilkes-Barre, PA 18702 (570) 823-9069

Invoice

DATE	INVOICE #
6/6/2008	6162

BILL TO

Pocono Mountain School District

Mr. Rick Mikulka

P. O. Box 200

Pocono Mountain School Road

Swiftwater, PA 18346

029779

		TERMS	PROJECT
#020	10947	Net 30	08-131-01
DESCRIPTION	QTY	RATE	AMOUNT
Professional Services: On-Site Inspection on 5/27/08 Report Laboratory Analysis - Project: Pocono Mountain School District Coolbaugh Learning Center Tobyhanna, PA	JUN 1 6 20 Pocono Mt. Scho	5 0 108 ³ 4 ol Dis	AMOUNT (4)
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Pocono Mountain School District P. O. Box 200 Swiftwater, PA 18370 (570) 839-7121

PURCHASE ORDER NO. 02010942

PAGE NO. 1

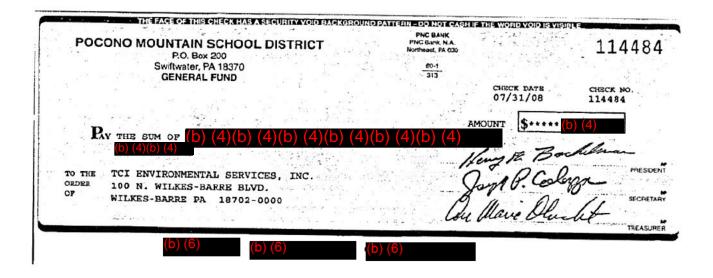
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100 N. WILKES-BARRE BLVD.		ATTN: CUSTODIAL	
WILKES-BARRE PA 18702-0000	1	POCONO MOUNTAIN SCHOOL ROAD	
I L	1	T SWIFTWATER, PA 18370	1
7		ATTN: RICK MIKILIKA	

01101	DATE: 06/1	9/08	BUYER: RICK MIKULKA	REQ. NO	·: o	REQ. DATE:
TERMS	NET 30	DAYS	F.O.B.: DESTINATION	DESC.:]	PIIDCH	
EM#	QUANTITY	UOM	DESCRIPTION	T' - f	UNIT PRICE	EXTENSION
01	5.00		INV#6162 PROFESSIONAL SERVICES: ON INSPECTION ON 5/27/08 CLC	SITE		
)2	1.00		REPORT			
03	34.00	EA	LABORATORY ANALYSIS			

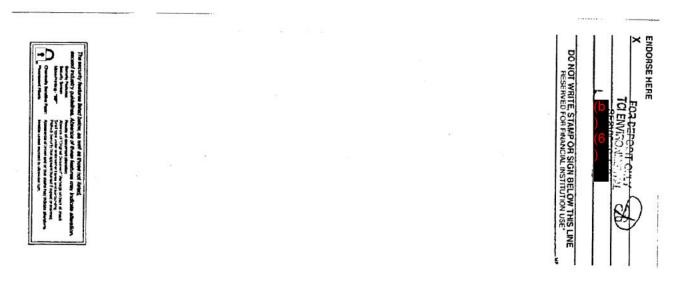
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APPROVED BY

AUTHORIZED SIGNATURE



Front

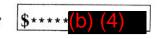


Back

CHECK DATE 07/31/08

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ORDER OF

TCI ENVIRONMENTAL SERVICES, INC. 100 N. WILKES-BARRE BLVD. WILKES-BARRE PA 18702-0000

VENDOR NO. 029779

CHECK NO.

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ACCOUNT	PURCH, ORDER	INVOICE NUMBER	AMOUNT	DESCRIPTION
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029779

TCI ENVIRONMENTAL SERVICES, INC.

TCI Environmental Services, Inc. 100 N. Wilkes-Barre Boulevard

Wilkes-Barre, PA 18702 (570) 823-9069 029179

Invoice

DATE INVOICE # 6/24/2008 6186

BILL TO

Pocono Mountain School District

Mr. Rich Mikulka

P. O. Box 200

Pocono Mountain School Road

Swiftwater, PA 18346

\$62012794

		TERMS	PROJECT
		Net 30	08-153-01
DESCRIPTION	QTY	RATE	AMOUNT
Professional Services:			
Specification Development on 6/10 - 20/08 Attendance of a Pre-bid Conference, RFI Response and Addendum Preparation - Project: Pocono Mountain School District Coolbaugh Learning Center Swiftwater, PA		APPROVED JUL 3 1 2008 Pougnu Mit. School Dis	7
Please remit to above address.		Total	(b) (4)

PURCHASE ORDER NO. 02012794

Pocono Mountain School District

P. O. Box 200 Swiftwater, PA 18370 (570) 839-7121

PAGE NO. 1

VENDOR	029779 TCI ENVIRONMEN 100 N. WILKES WILKES-BARRE	BARRE BLVD.		P AT PO	TN: CU CONO M IFTWAT	OUNTAIN SC STODIAL OUNTAIN SC ER, PA 18: MIKULKA	HOOL ROAD	RIC
ORDI	ER DATE: 06/30/08	BUYER: RICK M	IKULKA		REQ. N	0.: 0	REQ. DATE:	
TERM	MS: NET 30 DAYS		STINATION		1	PURCH		
ITEM#	QUANTITY UOM		DESCRIPTION]	UNIT PRICE	EXTE	NSION
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			it		/	PARTIAL ORDER		DAMAGED ORDER
			APPROVED I	BY the	helw	A		7-21-00

TCI Environmental Services, Inc. 100 N. Wilkes-Barre Boulevard Wilkes-Barre, PA 18702

(570) 823-9069

BILL TO

Pocono Mountain School District

Mr. Rich Mikulka

P. O. Box 200

Pocono Mountain School Road

Swiftwater, PA 18346

Invoice

INVOICE # DATE 6192

10291296 \$02012796

			
		TERMS	PROJECT
		Net 30	08-152-01
DESCRIPTION	QTY	RATE	AMOUNT
Professional Services:			
Letter Report		1	(4)
Analytical Costs:			
Flame AAS Lead Analysis Samples		3) (4)
- Project:		A	
Pocono Mountain School District		APPROVED	
Coolbaugh Learning Center Swiftwater, PA		JUJL 3 1 2008 Pocono Mt. School Dist	
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Please remit to above address.		Total	(b) (4)

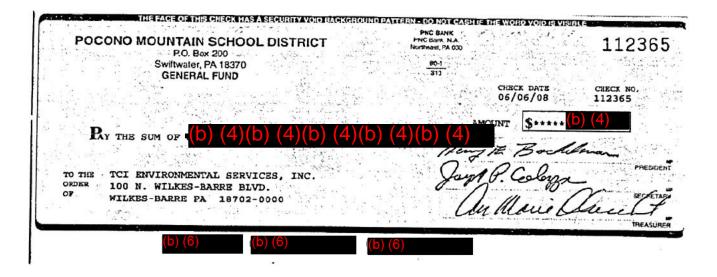
PURCHASE ORDER NO. 02012796 Pocono Mountain School District P. O. Box 200 Swiftwater, PA 18370 (570) 839-7121 PAGE NO. 1 029779 POCONO MOUNTAIN SCHOOL DISTRIC TCI ENVIRONMENTAL SERVICES, INC. ATTN: CUSTODIAL 100 N. WILKES-BARRE BLVD. WILKES-BARRE PA 18702-0000 POCONO MOUNTAIN SCHOOL ROAD R SWIFTWATER, PA 18370 ATTN: RICK MIKULKA ORDER DATE: 06/30/08 BUYER: RICK MIKULKA REQ. NO .: 0 REQ. DATE: TERMS: NET 30 DAYS F.O.B.: DESTINATION DESC .: PURCH TEM# QUANTITY UOM DESCRIPTION UNIT PRICE **EXTENSION** 01 1.00 EA INV#6192 PROFESSIONAL SERVICES: LETTER REPORT 02 3.00 EA ANALYTICAL COSTS: FLAME AAS LEAD ANALYSIS SAMPLES CLC ITEM# ACCOUNT AMOUNT PAGE TOTAL \$ PROJECT CODE TOTAL RECEIVING RECEIVING PARTY SIGNATURE DATE ORDER COMPLETE

APPROVED BY

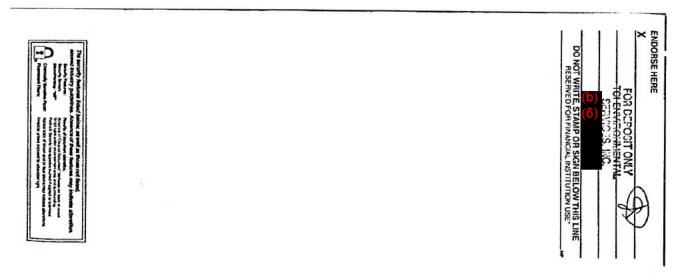
PARTIAL ORDER

AUTHORIZED SIGNATURE

DAMAGED ORDER



Front



Back

CHECK DATE 06/06/08

CHECK NO. 112365

AMOUNT



Pay the sum of

OF

TO THE TCI ENVIRONMENTAL SERVICES, INC.

ORDER 100 N. WILKES-BARRE BLVD.

WILKES-BARRE PA 18702-0000

VENDOR NO. 029779

CHECK NO. 112365

ACCOUNT	PURCH, ORDER	INVOICE NUMBER	AMOUNT	DESCRIPTION
) (6)	02009904	6105	(b) (4)	FURTHER REVIEW AND WA
			(a	

029779 TCI ENVIRONMENTAL SERVICES, INC.

TCI Environmental Services, Inc. 100 N. Wilkes-Barre Boulevard Wilkes-Barre, PA 18702

029779

	Invoice		
DATE	INVOICE #		
4/30/2008	6105		

BILL TO

(570) 823-9069

Pocono Mountain School District

Mr. Rick Mikulka

Please remit to above address.

P. O. Box 200

Pocono Mountain School Road

Pocono Summit, PA 18346

1	to2009904		<u> </u>
	700.	TERMS	PROJECT
		Net 30	08-101-01
DESCRIPTION	QTY	RATE	AMOUNT
Professional Services:			
On-Site Review of AHERA Information on 4/18 - 30/08	1	(b)	(4)
Further Review and Walk-through of Schools	1		
- Project: Pocono Mountain School Diatrict APPROVED AHERA Management Plan ReviewUN 0 6 2008 & Walk-through Swiftwater, PA			
- as per Signed Proposal dated April 10, 2008			
2 h tu	M 5-12	08	

Total

Pocono Mountain School District

P. 0. Box 200 Swiftwater, PA 18370 (570) 839-7121

PURCHASE ORDER NO. 02009904

PAGE NO. 1

V 029779 E TCI ENVIRONMENTAL SERVICES, INC. D 100 N. WILKES-BARRE BLVD. O WILKES-BARRE PA 18702-0000 R	H POCONO MOUNTAIN SCHOOL DISTRIC ATTN: CUSTODIAL POCONO MOUNTAIN SCHOOL ROAD T SWIFTWATER, PA 18370 O ATTN: RICK MIKULKA	
ORDER DATE: 05/13/08 BUYER: RICK MIKULKA	REQ. NO.: 0 REQ. DATE:	-

TERMS: NET 30 DAYS F.O.B.: DESTINATION DESC .: PURCH ITEM# QUANTITY UOM DESCRIPTION UNIT PRICE **EXTENSION** 01 1.00 EA INV#6105 PROF SERV ON SITE REVIEW OF AHERA INFO ON 4/18-30/08 02 1.00 EA FURTHER REVIEW AND WALK THROUGH OF SCHOOLS ITEM# ACCOUNT AMOUNT PAGE TOTAL \$ PROJECT CODE

ACCOUNT AMOUNT PROJECT CODE PAGE TOTAL \$

(b) (6)

(b) (4)

RECEIVING

RECEIVING PARTY SIGNATURE

DATE ORDER COMPLETE

DAMAGED ORDER

DAMAGED ORDER

APPROVED BY

AUTHORIZED SIGNATURE

5-19-08

DATE